



PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Clark et al.

Group Art Unit 1615

Appl. No. : 09/414,384

Filed : October 7, 1999

For : FLOW RESISTANCE
MODULATED AEROSOLIZED
ACTIVE AGENT DELIVERY

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(Date)

Kathy Honnert
Kathy Honnert

Examiner : BAWA, R.

AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Office Action dated August 1, 2000, please consider the following
amendments and remarks with respect to the above-captioned application.

IN THE CLAIMS:

Please amend the claims as follows:

1. (Once amended) A device for delivering an aerosolized active agent to the lungs of a
human patient, said device comprising a flow resistance modulator that modulates resistance of
the flow of the aerosolized active agent formulation to produce an initial target flow rate of less
than 15 liters per minute of the aerosolized active agent formulation [in a manner that is
independent of flow rate monitoring and patient instruction] and a second target flow rate that is
greater than said initial target flow rate.

Please cancel claim 3.